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9 Attorneys for Defendants Shimmick Construction Company, Inc.,  
 10 Shimmick Corporation, Vanessa Irving,  
 11 Rosebelle Delong, and Rosa Gonzales

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 OAKLAND DIVISION

15 ALAMEDA CORRIDOR EAST  
 16 CONSTRUCTION AUTHORITY;  
 17 CALLEGUAS MUNICIPAL WATER  
 18 DISTRICT;  
 19 CITY OF ANTIOCH;  
 20 CITY OF FOSTER CITY;  
 21 CITY OF FREMONT;  
 22 CITY OF OCEANSIDE-WATER  
 23 UTILITIES DEPARTMENT;  
 24 CITY OF RICHMOND;  
 25 CITY OF SAN DIEGO;  
 26 CITY OF SAN DIEGO PUBLIC  
 27 WORKS CONTRACTS;  
 28 CITY OF SAN DIEGO PUBLIC  
 WORKS DEPARTMENT;  
 IRVINE RANCH WATER DISTRICT  
 3;  
 KNIGHTS LANDING DRAINAGE  
 DISTRICT;  
 LOS ANGELES DEPARTMENT OF  
 WATER AND POWER;  
 ORANGE COUNTY SANITATION  
 DISTRICT;  
 ORANGE COUNTY WATER  
 DISTRICT;  
 PENINSULAR CORRIDOR JOINT  
 POWERS BOARD;  
 PORT OF LOS ANGELES-  
 CONSTRUCTION DIVISION;  
 SAN DIEGO UNIFIED PORT  
 DISTRICT;  
 SAN FRANCISCO BAY AREA  
 RAPID TRANSIT DISTRICT;  
 SAN FRANCISCO PUBLIC  
 UTILITIES COMMISSION;

10 CASE NO: 4:25-cv-05618-KAW

11 STIPULATION EXTENDING TIME TO  
 12 RESPOND TO COMPLAINT

13 Assigned to Magistrate Judge:  
 14 Hon. Kandis A. Westmore

15 Complaint Filed: February 5, 2025  
 16 Trial Date: Not Set

1 SAN JOAQUIN AREA FLOOD  
 2 CONTROL AGENCY;  
 3 THE SONOMA-MARIN AREA RAIL  
 4 TRANSIT; AND  
 5 THE WATER REPLENISHMENT  
 6 DISTRICT OF SOUTHERN  
 7 CALIFORNIA,

8 *ex rel.* TRICO Pipes LMCC and  
 9 Nick Goodwin

10 *Qui tam* Plaintiffs,

11 v.

12 SHIMMICK CONSTRUCTION CO.;  
 13 SHIMMICK CORP.,  
 14 AECOM;  
 15 AMENTUM ENVIRONMENT &  
 16 ENERGY, INC.;  
 17 VEOLIA WATER WEST  
 18 OPERATING SERVICES, INC.;  
 19 VEOLIA NORTH AMERICA, LLC;  
 20 DISNEY CONSTRUCTION, INC.;  
 21 SHIMMICK/DISNEY JOINT  
 22 VENTURE;  
 23 WEBCOR CONSTRUCTION, LP,  
 24 DBA WEBCOR BUILDERS;  
 25 OBAYASHI CORPORATION;  
 26 W.M. LYLES CO.;  
 27 WEBCOR OBAYASHI LYLES  
 28 JOINT VENTURE;  
 29 BERKSHIRE HATHAWAY  
 30 SPECIALTY INSURANCE CO.;  
 31 LIBERTY MUTUAL INSURANCE  
 32 CO.;  
 33 FIDELITY AND DEPOSIT CO. OF  
 34 MARYLAND;  
 35 ZURICH AMERICAN INSURANCE  
 36 CO.;  
 37 HARTFORD FIRE INSURANCE  
 38 CO.;  
 39 FEDERAL INSURANCE CO.;  
 40 VANESSA IRVING;  
 41 ROSEBELLE DELONG;  
 42 ROSA GONZALES; AND  
 43 DOE DEFENDANTS 1-50,

44 Defendants.

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1           IT IS HEREBY STIPULATED by and between Qui Tam Plaintiffs (as  
 2 listed in the above caption), on the one hand, and Defendants Shimmick  
 3 Construction Company, Inc. and Shimmick Corp. (“Shimmick”), Vanessa Irving,  
 4 Rosebelle Delong, and Rosa Gonzales, AECOM and Amentum Environment &  
 5 Energy, Inc. (“AECOM”), Veolia Water West Operating Services, Inc., Veolia  
 6 North America, LLC, Disney Construction, Inc., Shimmick/Disney Joint  
 7 Venture, Webcor Construction, LP, dba Webcor Builders, Obayashi Corporation,  
 8 W.M. Lyles Co., Webcor Obayashi Lyles Joint Venture, Berkshire Hathaway  
 9 Specialty Insurance Co., Liberty Mutual Insurance Co., Fidelity and Deposit Co.  
 10 of Maryland, Zurich American Insurance Co., Hartford Fire Insurance Co., and  
 11 Federal Insurance Co. (collectively, “Defendants”), on the other; by and through  
 12 their respective counsel of record, as follows:

13           1.       On February 5, 2025, Qui Tam Plaintiffs filed a complaint in the  
 14 Alameda Superior Court, Case No. 25CV109652 (“Superior Court Action”).

15           2.       On July 3, 2025, Shimmick filed a Notice of Removal of the  
 16 Superior Court Action to the U.S. District Court for the Northern District of  
 17 California.

18           3.       Based on the timing of service of the complaint and the date the  
 19 Notice of Removal was filed, certain Defendants’ responsive pleading to the  
 20 complaint would be due July 10, 2025.

21           4.       Qui Tam Plaintiffs have agreed to an extension until August 8, 2025  
 22 for Defendants to file responsive pleadings.

23           5.       Pursuant to Fed. R. Civ. P. 6(b)(1)(A) and N.D. Cal. Civ. L.R. 6-  
 24 1(a), Qui Tam Plaintiffs and Defendants stipulate the Defendants’ deadline to file  
 25 and serve their responsive pleadings to the complaint is extended to August 8,  
 26 2025. As part of this stipulation, Qui Tam Plaintiffs stipulate they will not seek a  
 27 default of any Defendant in the action on or before August 8, 2025.

28 / / / /

6. In the event Qui Tam Plaintiffs file a Motion to Remand on or before August 8, 2025, Qui Tam Plaintiffs and Defendants stipulate the deadline to file and serve Defendants' responsive pleadings to the complaint is extended until the 21<sup>st</sup> day after Qui Tam Plaintiffs' Motion to Remand is decided by the court.

7. The sole purpose of this stipulation is to extend Defendants' deadline to file and serve responsive pleadings, and Qui Tam Plaintiffs and Defendants stipulate that by entering this stipulation, they retain and reserve all rights not addressed herein.

DATE: July 7, 2025

Respectfully submitted,

## FINCH, THORNTON & BAIRD, LLP

By: /s/ P. Randolph Finch Jr.  
P. RANDOLPH FINCH JR.  
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Construction Company, Inc., Shimmick  
Corp., Vanessa Irving, Rosebelle Delong,  
and Rosa Gonzales

DATE: July 7, 2025

## KEKER, VAN NEST & PETERS LLP

By: /s/ Katie Lynn Joyce  
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AJAY S. KRISHNAN  
BROOK DOOLEY  
KATIE LYNN JOYCE  
Attorneys for *Qui tam* Plaintiffs TRICO  
Pipes LMCC and Nick Goodwin

DATE: July 7, 2025

COZEN O'CONNOR

By: /s/ Marion T. Hack  
MARION T. HACK  
LUKE EATON  
Attorneys for Defendant AECOM

1 DATE: July 7, 2025

ROGERS JOSEPH O'DONNELL

6 DATE: July 7, 2025

COOK BROWN LLP

11 DATE: July 7, 2025

COX CASTLE &amp; NICHOLSON LLP

19 DATE: July 7, 2025

WATT TIEDER  
HOFFAR & FIRZGERALD LLP

28 2589.037/3T87928.nlh

3 By: /s/ Aaron P. Silberman  
4 AARON P. SILBERMAN  
5 Attorneys for Defendants Veolia Water  
West Operating Services, Inc., and Veolia  
North America, LLC

6

7 By: /s/ Barbara A. Cotter  
8 BARBARA A. COTTER  
9 Attorneys for Defendant Disney  
10 Construction, Inc.

11

12 By: /s/ Dwayne P. McKenzie  
13 DWAYNE P. MCKENZIE  
14 JAMIE SPRAGUE  
15 Attorneys for Defendants W.M. Lyles Co.,  
16 Webcor Obayashi Lyles Joint Venture,  
17 Obayashi Corporation, and  
18 Webcor Construction, LP, dba Webcor  
Builders

19

20 By: /s/ Robert C. Niesley  
21 ROBERT C. NIESLEY  
22 REBECCA S. GLOS  
23 VIVIAN KATSANTONIS  
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25 Insurance Company; Berkshire Hathaway  
26 Specialty Insurance; Zurich American  
27 Insurance Company; Fidelity & Deposit  
Company of Maryland; Federal Insurance  
Company; and Hartford Fire Insurance  
Company